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*Attorneys for Defendants Westgate Resorts, Inc.,
Westgate Resorts, Ltd., Central Florida
Investments, Inc. and Westgate Las Vegas Resort, LLC*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

HEATHER ATWELL, an individual and) Case No. 2:15-cv-02122-RFB-PAL
citizen of Nevada, HEATHER ATWELL as)
trustee of ATWELL FAMILY TRUST, a)
Nevada trust, HEATHER ATWELL as)
Administrator of the Estate of David Atwell,)
and RESORT PROPERTIES OF)
AMERICA, INC., a Nevada corporation,)

STIPULATED PROTECTIVE ORDER

Plaintiffs,
v.

WESTGATE RESORTS, INC., a Florida)
corporation, WESTGATE RESORTS LTD., a)
Florida limited partnership, CENTRAL)
FLORIDA INVESTMENTS, INC. a Florida)
corporation, WESTGATE LAS VEGAS)
RESORT, LLC, a Delaware limited liability)
company, DOES 1-10; and ROE ENTITIES)
11-20.)

Defendants

1 Plaintiffs Heather Atwell as Administrator of the Estate of David Atwell and Resort Properties
2 of America, Inc. (hereinafter "Plaintiffs"), by and through their counsel of record Kirk B. Lenhard,
3 Esq., Adam K. Bult, Esq., and Travis F. Chance, Esq., of the law firm of Brownstein Hyatt Farber
4 Schreck, LLP, and Defendants Central Florida Investments, Inc. and Westgate Las Vegas Resort, LLC
5 (hereinafter "Defendants"), by and through their counsel of record Michael E. Marder, Esq., James H.
6 Turken, Esq., Vincent Aiello, Esq., and Brian R. Cummings, Esq., of the law firm of Greenspoon
7 Marder LLP, hereby stipulate and agree as follows:

8 1. Plaintiffs have been advised that Defendants intend to appeal the \$2.5 million Judgment
9 (Doc. 155) entered in favor of Plaintiffs on September 30, 2019, and to request that the Court stay the
10 execution of or any proceedings to enforce the Judgment and for waiver of the requirement to post a
11 bond, asserting that CFI and WLVR have sufficient funds to pay the Judgment if necessary.

12 2. Plaintiffs oppose Defendants' request to stay execution and waive the bond requirement
13 during appeal.

14 3. Plaintiffs do not oppose Defendants' request to file under seal confidential financial
15 records of the Defendants under LR IA 10-5 for review and consideration by the court to assess
16 Defendants' ability to satisfy the Judgement if necessary.

17 4. In accordance with LR IA 10-5(c)(i), Defendants intend to serve on Plaintiffs' counsel
18 copies of the confidential financial records that they will file under seal.

19 5. Plaintiffs' counsel shall maintain the confidentiality of the documents filed under seal
20 and the information contained therein. Plaintiffs' counsel shall not disclose such documents or the
21 information which they contain to the Plaintiffs or to any third party, except an outside financial expert
22 for purposes of evaluation who will be subject to same restrictions as to their confidentiality and non-
23 disclosure. Plaintiffs' counsel shall not file any papers with this Court or otherwise in the public
24

1 records which contain or recite any of the financial information derived from the documents filed
2 under seal.

3 6. After Defendants' motion to stay execution and waive the bond requirement is
4 determined, the documents filed under seal and separately provided to Plaintiffs' counsel (and to any
5 outside financial expert subject to this Order) shall be forthwith returned to Defendants and the seal
6 shall be dissolved.

7 IT IS SO STIPULATED.

8 Dated: October 21, 2019

10 **BROWNSTEIN HYATT FARBER
11 SCHRECK, LLP**

12 By:/s/ Kirk B. Lenhard
13 Kirk B. Lenhard, Esq.
Adam K. Bult, Esq.
Travis F. Chance., Esq.

14 *Attorneys for Plaintiffs Heather Atwell as*
15 *Administrator of the Estate of David*
Atwell; and Resort Properties of America,
Inc.

GREENSPOON MARDER LLP

By:/s/ Michael E. Marder
Michael E. Marder, Esq.
James H. Turken, Esq.
Brian R. Cummings, Esq.
Vincent Aiello, Esq.

Attorneys for Defendants Central Florida
Investments, Inc. and Westgate Las Vegas Resorts,
LLC

17 **ORDER**

18 IT IS SO ORDERED.

19 
JUDGE RICHARD F. BOULWARE, II

20 **DATED:** October 28, 2019.

21 **CASE NO. 2:15-cv-02122-RFB-PAL**